

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

**SAMUEL KATZ and LYNN RHODES,**

*individually, and on their own  
behalf and on behalf of all  
others similarly situated,*  
Plaintiffs

V.

CIVIL ACTION

NO. 1:18-cv-10506-ADB

**LIBERTY POWER CORP., LLC, and  
LIBERTY POWER HOLDINGS, LLC,**

Defendants

AND

**LIBERTY POWER CORP., LLC,**

Counterclaim Plaintiff

v.

**SAMUEL KATZ,**

Counterclaim Defendant.

**ORDER OF DISMISSAL**

Burroughs, D. J.

Pursuant to the court's Order [Doc. No. 399] adopting Magistrate Judge Donald L. Cabell's Report and Recommendation, [ECF No. 398 ], the plaintiffs' claims are dismissed without prejudice (and with their assent) and LP Corp's crossclaims against Katz and the defendants' third-party claims against Mezzi Marketing are dismissed for failure to prosecute. This case is CLOSED.

IT IS SO ORDERED.

By the Court,

4/23/2024  
Date

/s/ Caetlin McManus  
Deputy Clerk